

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

**NIDIA HESTON, Natural Mother,
Legal Parent And Next Friend of
A.H.**

Plaintiffs,

v.

**THE SCHOOL BOARD OF
INDEPENDENT SCHOOL DISTRICT,
Defendant.**

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CIVIL ACTION NO. 1: 18-cv-0018

NOTICE OF APPEAL

TO THE HONORABLE JUDGE OF SAID COURT:

Notice is hereby given that the Plaintiff in the above-styled and numbered cause, hereby appeals to the United States Court of Appeals for the Fifth Circuit pursuant to 28 U.S.C. § 1291 from the Orders entered on December 7, 2018 (DE #42), regarding the dismissal of Plaintiff's claims for relief against The School Board of Austin Independent School District. Plaintiffs filed a Motion for Reconsideration (DE #46) on January 3, 2019; the Motion was denied in an Order sent out the next day (DE #47). Plaintiffs previously attempted to appeal this decision (DE #48) but the appeal was denied by the Fifth Circuit due to the fact that the claims against the individual defendant, Jennifer Hardison, were still pending. Plaintiffs then filed a Motion for Relief From a Court Order (DE #49), but this too was denied. The claims against Ms. Hardison were dismissed on July 17, 2019 (DE #66); Plaintiffs are not appealing the decision of this Order which concerns the dismissal of the individual Defendant, Jennifer Hardison.

Respectfully submitted,
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CERTIFICATE OF SERVICE

I hereby certify that on this the 17th day of July 2019, I electronically filed the foregoing documents with the Clerk of Court using the CM/ECF system and notice was electronically provided to the Defendant ISD who is a CM/ECF system participant; copy of the filing(s) will be mailed to Defendant Jennifer Hardison.

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VIA REGULAR US MAIL

/s/ Martin Cirkiel
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